

**TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE**



FISCAL MEMORANDUM

HB 355 – SB 534

March 31, 2009

SUMMARY OF AMENDMENT (005737): Deletes all language after the enacting clause. Requires a driver of a vehicle involved in an accident resulting in death or injury to be tested to determine alcohol or drug content of blood if a law enforcement officer has probable cause to believe that the driver committed driving under the influence (DUI), vehicular homicide, or aggravated vehicular homicide.

FISCAL IMPACT OF ORIGINAL BILL:

(CORRECTED)

Increase State Expenditures - \$371,000/Incarceration*

Increase Local Revenue – Not Significant

Increase Local Expenditures – Not Significant

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:

Increase Local Revenue – Not Significant

Increase Local Expenditures – Not Significant

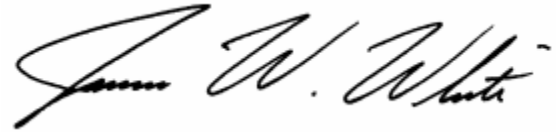
Assumptions applied to amendment:

- There will not be a sufficient increase in the number of prosecutions relating to DUI convictions for local governments to experience any significant increase in revenue or expenditures.
- Most persons involved in accidents resulting in death are currently compelled to be tested for alcohol or drug content of blood.

*Tennessee Code Annotated, Section 9-4-210, requires that: *For any law enacted after July 1, 1986, which results in a net increase in periods of imprisonment in state facilities, there shall be appropriated from recurring revenues the estimated operating cost of such law. The amount appropriated from recurring revenues shall be based upon the highest cost of the next 10 years.*

CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, reading "James W. White". The signature is written in a cursive style with a large initial "J" and a distinct "W".

James W. White, Executive Director

/lsc